

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 DALE ROBERT SHAW,

9 Petitioner,

10 v.

11 DONALD HOLBROOK,

12 Respondent.  
13

Case No. C19-0488-TSZ

ORDER OF DISMISSAL

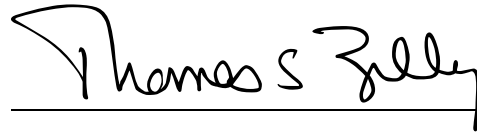
14 Having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler,  
15 United States Magistrate Judge, and the remaining record, the Court finds and ORDERS:

- 16 (1) The Court ADOPTS the Report and Recommendation, docket no. 9;  
17 (2) Petitioner's petition for writ of habeas corpus, docket no. 7, is DENIED;  
18 (3) Ground 3 is DISMISSED with prejudice. Grounds 1, 2, and 4 are DISMISSED  
19 without prejudice;  
20 (4) A certificate of appealability is DENIED as to all grounds for relief. *See* 28 U.S.C.  
21 § 2253(c); and

22 ///

1 (5) The Clerk is directed to send copies of this Order to petitioner and to Judge Theiler.

2 Dated this 13th day of August, 2019.

3   
4

5 Thomas S. Zilly  
6 United States District Judge  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23